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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: *Covacci et al.*

Serial No.: 09/360,934

Group Art Unit: 1638

Filed: July 26, 1999

Examiner: P. Bui

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For: **HELICOBACTER PYLORI CYTOTOXIN PROTEINS
USEFUL FOR VACCINES AND DIAGNOSTICS**

I, Robin S. Quartin, Registration No. 45,028 certify that this correspondence is being deposited with the U.S. Postal Service as First Class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on

March 13, 2002

Robin S. Quartin Reg. No. 45,028

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

AMENDMENT AND RESPONSE

This amendment is being filed in response to the non-final Official Action dated September 13, 2001 for the above-identified application. The period to respond is extended by petition and payment of the appropriate fee is provided herewith. Applicants respectfully request that the application be amended as follows.

IN THE CLAIMS:

Please cancel claims 38, 39, and 42 without prejudice and amend claim 40, pursuant to 37 C.F.R. §1.121(c), to appear as follows.

03/25/2002 CV0111 00000198 09360934

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